GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam – Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Enquiry Conducted – Charge held proved – O.A. 5879/2010 filed by the Charged Officer - Set aside the Charges by the Hon'ble APAT, Hyderabad - Further action dropped – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II.1) DEPARTMENT

G.O.Rt.No.154 **Dated:23-03-2022**

Read the following:

1. From the Chairman, Machilipatnam Municipality, letter dated: 09.10.2000
2. Report from Sri K.Durga Prasad Rao, Joint Director, O/o. CDMA, A.P., Hyderabad received through CDMA, A.P., Lr. Roc.No. 20895/2000-E2, dated: 26.11.2000.
3. G.O.Rt.No.863, MA&UD(L1) Dept dt.5.7.2007.
4. WSD of Charged Officer Sri V.Rajendra Prasad, M.C., Machilipatnam, Roc.No. Personal/Machilipatnam/2008, dt: 24.03.2008.
5. G.O.Rt.No.750, MA&UD(L1) Dept, dt.28.5.2008.
6. From Sri T.Muralidhar, Addl. Director, O/o CDMA., Hyd., and Enquiry Officer Lr.No. AD&AM – APUFIDC/EO/2010, dated 30.8.2010.
7. Govt.Memo.No.21542/L1/2000, Date:23.09.2010.
8. Orders of Hon'ble APAT in O.A. 5879/2010, dated: 16.04.2013.
9. Govt.Memo.No.21542/L1/2000, Date:16.01.2014.
10. From the GP for Services-1, High Court of A.P., Hyderabad, Lr.No.Opn.452/13/NVS/S.I/HC, Dated: 14.02.2014.

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ORDER:

Whereas, based on the complaint received from the Chairman, Machilipatnam Municipality in the reference 1st read above and report submitted by the Joint Director, O/o. CDMA, A.P., Hyderabad in the reference 2nd read above, Government initiated disciplinary proceedings by framing 4 Article of Charges against Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam on the allegations of irregularities committed in purchase of Electrical goods in the Machilipatnam Municipality, vide reference 3rd read above.

2. In the reference 4th read above, the charged officer submitted his written statement of defense by denying the charges framed against him and requested to drop further action.

3. Having not convinced with the written statement of defence submitted by the charged officer, it has been decided to conduct regular inquiry and after following due procedure, orders were issued, in the reference 5th read above, appointing Sri T.Muralidhar, Addl. Director, O/o CDMA, Hyderabad, as an Inquiry Officer to inquire into the charges framed against Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam.

4. In the reference 6th read above, the Inquiry Officer Sri T.Muralidhar, Addional Director, O/o CDMA, Hyderabad, submitted his Report and stated that out of 4 charges, Charge.No.1,2&4 are proved and regarding charge.No.3, he stated that it is not possible to enquire into the charge as the records are not available.

(P.T.O)

5. Government after careful examination of the Inquiry Report, agreed with the findings of Inquiry Officer and a copy of inquiry report has been communicated to the charged officer, under Rule 21 (2) of APCS (CC&A) Rules, 1991 and directed to submit their written representation, if any, to the Government, vide reference 7th read above.

6. The Charged Officer filed O.A. No. 5879/2010 in the APAT against the charges framed in the reference 3rd read above. The Hon'ble APAT in their orders in the reference 8th read above set aside the charges framed against Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam on the grounds of inordinate delay.

7. Aggrieved by the above, Government in the reference 9th read above, directed the GP for Services, High Court of Andhra Pradesh to file appeal before the Court against the orders issued by the APAT in the reference 8th read above.

8. In the reference 10th read above, the GP for Services, High Court of Andhra Pradesh, stated that the Government have explained the reasons for delay which, prima-facie, discloses that the delay was not attributable to the applicant. The delay, as explained by Govt., is entirely administrative in nature which in his consideration opinion will not be a good ground to bank upon to in the Writ Petition

9. Government after careful examination of the matter; keeping in view the orders delivered by the Hon'ble APAT in the reference 8th read above, decided to drop further action against Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam.

10. Accordingly, Government hereby order to drop further action against the charged officers Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam, keeping in view the orders delivered by the Hon'ble APAT in the reference 8th read above.

11. The Commissioner & Director of Municipal Administration, A.P., Mangalagiri, shall take further necessary action in the matter accordingly.

12. The receipt of G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Sri V.Rajendra Prasad, former Municipal Commissioner, Machilipatnam **through** the Commissioner & Director of Municipal Administration, A.P., Mangalagiri.
The Commissioner & Director of Municipal Administration, A.P., Mangalagiri.

Copy to:
The Secretary to A.P.V.C., 5th Building, A.P. Secretariat, Velagapudi.
The Commissioner, Machilipatnam Municipality, Krishna District.
SF / SC.

// FORWARDED BY ORDER //

SECTION OFFICER.